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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

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3
4 United States of America,

5 Plaintiff,

CR-09-317-03-PHX-NVW

6 v.

7 John Fitzgerald Spence,

ORDER OF DETENTION

8 Defendant.

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10 In accordance with the Bail Reform Act, 18 U.S.C. § 3142(f), a detention hearing has not been held. The defendant submitted the matter to the Court.

11 The Court incorporates and adopts by reference the assessment of
12 nonappearance/danger findings of the Pretrial Services Agency which were reviewed
13 by the Court at the time of the hearing in this matter.

14 Defendant does not dispute the information contained in the Pretrial Services
15 Report.

16 The Court concludes, by a preponderance of the evidence, that defendant is a
17 flight risk and requires detention pending trial.

18 The Court also concludes, that no condition or combination of conditions will
19 reasonably assure the appearance of defendant as required.

20 IT IS THEREFORE ORDERED that defendant be detained pending further
21 proceedings. 18 U.S.C. §3143; Rules 32.1(a)(1) and 46(c), Federal Rules of Criminal
22 Procedure.

23 DATED this 29th day of April, 2009.

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27 cc: AUSA, CNSL, PTS

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Edward C. Voss
United States Magistrate Judge